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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/672,041	09/25/2003	Roger B. Aboujaoudé	2002-0278	7206

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EXAMINER
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AGWUMEZIE, CHARLES C

ART UNIT	PAPER NUMBER
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3621

DATE MAILED: 12/11/2006

Please find below and/or attached an Office communication concerning this application or proceeding.

<b>Office Action Summary</b>	Application No.	Applicant(s)	
	10/672,041	ABOUJAOUE ET AL.	
	Examiner	Art Unit	
	Charlie C. Agwumezie	3621	

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

**Period for Reply**

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) OR THIRTY (30) DAYS, WHICHEVER IS LONGER, FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133). Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

**Status**

- 1) ☒ Responsive to communication(s) filed on 25 September 2003.
- 2a) ☒ This action is **FINAL**.                      2b) ☐ This action is non-final.
- 3) ☐ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

**Disposition of Claims**

- 4) ☒ Claim(s) 1-11 is/are pending in the application.
- 4a) Of the above claim(s) \_\_\_\_\_ is/are withdrawn from consideration.
- 5) ☐ Claim(s) \_\_\_\_\_ is/are allowed.
- 6) ☒ Claim(s) 1-11 is/are rejected.
- 7) ☐ Claim(s) \_\_\_\_\_ is/are objected to.
- 8) ☐ Claim(s) \_\_\_\_\_ are subject to restriction and/or election requirement.

**Application Papers**

- 9) ☐ The specification is objected to by the Examiner.
- 10) ☐ The drawing(s) filed on \_\_\_\_\_ is/are: a) ☐ accepted or b) ☐ objected to by the Examiner.  
Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).  
Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).
- 11) ☐ The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.

**Priority under 35 U.S.C. § 119**

- 12) ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
- a) ☐ All    b) ☐ Some \* c) ☐ None of:
1. ☐ Certified copies of the priority documents have been received.
  2. ☐ Certified copies of the priority documents have been received in Application No. \_\_\_\_\_.
  3. ☐ Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).

\* See the attached detailed Office action for a list of the certified copies not received.

**Attachment(s)**

- |   |   |
|---|---|
| 1) <input checked="" type="checkbox"/> Notice of References Cited (PTO-892)   | 4) <input type="checkbox"/> Interview Summary (PTO-413)<br>Paper No(s)/Mail Date. _____ |
| 2) <input type="checkbox"/> Notice of Draftsperson's Patent Drawing Review (PTO-948)  | 5) <input type="checkbox"/> Notice of Informal Patent Application (PTO-152)             |
| 3) <input checked="" type="checkbox"/> Information Disclosure Statement(s) (PTO-1449 or PTO/SB/08)<br>Paper No(s)/Mail Date <u>12/22/03</u> . | 6) <input type="checkbox"/> Other: _____  |

## **DETAILED ACTION**

### **Status of Claims**

1. Claims 1, 5, and 6 are amended. Claims 1-11 are pending in this application per the response to office action filed on September 226, 2006.

### ***Response to Arguments***

2. Applicant's arguments filed September 26, 2006 have been fully considered but they are not persuasive.

As per claim 1, Applicant argues that Giles et al is directed to the ordering process which occurs between the reseller agents and the wholesaler. Specifically that there is no method disclosed or suggested in Giles et al that includes the critical step of "interacting with the verified customer through the presentation of subsequent customer-controlled web pages, permitting customer-provided data entry, to complete the requested service order" as defined in the by amended independent claim 1. Indeed, the customer is not permitted in Giles to perform any data entry himself.

In response, Examiner wants to first thank Applicant for at least conceding that Giles does provide "an online service ordering process for implementing the provisioning of telecommunication services between a customer and a telecommunication service provider." However Examiner respectfully disagree with the Applicant's characterization of Giles invention as a whole and assert that Giles et al does disclose the step of "interacting with the verified customer through the presentation of subsequent customer-controlled web pages, permitting customer-provided data entry,

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to complete the requested service order” as defined in the by amended claim 1 (see fig. 2; 0036; “...this step may also be initiated by the reseller or the wholesaler under particular circumstances...”). Thus the customer of Giles et al can directly provision services from the wholesaler or service provider rather than through the reseller or reseller agents as the Applicant intends to conclude. Therefore claims 1-11 are anticipated by Giles et al as shown in the rejections below.

***Claim Rejections - 35 USC § 102***

3. The following is a quotation of the appropriate paragraphs of 35 U.S.C. 102 that form the basis for the rejections under this section made in this Office action:

A person shall be entitled to a patent unless –

(e) the invention was described in (1) an application for patent, published under section 122(b), by another filed in the United States before the invention by the applicant for patent or (2) a patent granted on an application for patent by another filed in the United States before the invention by the applicant for patent, except that an international application filed under the treaty defined in section 351(a) shall have the effects for purposes of this subsection of an application filed in the United States only if the international application designated the United States and was published under Article 21(2) of such treaty in the English language.

**Claims 1-11**, are rejected under 35 U.S.C. 102(e) as being anticipated by Gilles et al U.S. Patent Application Publication No. 2005/0135576 A1.

As per **claim 1**, Gilles et al discloses an online service ordering process for implementing the provisioning of telecommunication services between a customer and a telecommunication service provider, the process comprising the steps of:

receiving a request from a customer via a data network, at an integrated order manager platform, to access the telecommunications service ordering process (0006; 0007; 0022; 0028; 0034; 0036);

transmitting to the customer, via the data network, a web page requesting customer identification information (fig. 2; 0021; 0022; 0036 "...customer request for service...");

receiving customer identification information at the integrated order manager (figs. 2 and 4; "gathering customer information");

retrieving and verifying customer identification information at the integrated order manager (figs. 2 and 4; 0036; "customer information is validated");

transmitting an initial service request web page to the verified customer, the web page including customer-specific information associated with the retrieved customer identification information (figs. 2 and 4; 0036); and

interacting, with the verified customer through the presentation of subsequent customer-controlled web pages, permitting customer provided data entry, to complete the requested service order (fig. 2; 0031; 0036; 0039; 0040; "...process information interactively...").

As per **claim 2**, Gilles et al further discloses the online service ordering process wherein the customer is an internal telecommunications service provider sales representative (fig. 1).

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As per **claim 3**, Gilles et al further discloses the online service ordering process wherein the customer is an external consumer customer (see fig. 1 and 2; 0036).

As per **claim 4**, Gilles et al further discloses the online service ordering process wherein the customer is a contract negotiator (see figs. 1 and 7; 0019).

As per **claim 5**, Gilles et al further discloses the online service ordering process wherein during the step of interacting with the verified customer, the subsequent customer-controlled web pages include drop-down menus of service options for permitting customer-provided data entry (fig. 2; 0006; 0007; 0036).

As per **claim 6**, Gilles et al further discloses the online service ordering process wherein during the step of interacting with the verified customer at least one web page associated with performing the order process includes a dialog box permitting customer provided data entry including specialized information (fig. 2; 0006; 0007; 0028; 0036; 0050).

As per **claim 7**, Gilles et al further discloses the online service ordering process wherein the process is used in the provisioning of data/IP service (0022).

As per **claim 8**, Gilles et al further discloses the online service ordering process wherein the process is used in the provisioning of access service (0021; 0022).

As per **claim 9**, Gilles et al further discloses the online service ordering process wherein the process is used in the provisioning of voice services (0021; 0022).

As per **claim 10**, Gilles et al further discloses the online service ordering process wherein the process is used in the provisioning of long distance service (0021).

As per **claim 11**, Gilles et al further discloses the online service ordering process wherein the process is used in the provisioning of local service (0021).

***Conclusion***

Applicant's amendment necessitated the new ground(s) of rejection presented in this Office action. Accordingly, **THIS ACTION IS MADE FINAL**. See MPEP § 706.07(a). Applicant is reminded of the extension of time policy as set forth in 37 CFR 1.136(a).

A shortened statutory period for reply to this final action is set to expire **THREE MONTHS** from the mailing date of this action. In the event a first reply is filed within **TWO MONTHS** of the mailing date of this final action and the advisory action is not mailed until after the end of the **THREE-MONTH** shortened statutory period, then the shortened statutory period will expire on the date the advisory action is mailed, and any extension fee pursuant to 37 CFR 1.136(a) will be calculated from the mailing date of the advisory action. In no event, however, will the statutory period for reply expire later than **SIX MONTHS** from the date of this final action.

**Examiner's Note:** Examiner has cited particular columns and line numbers in the references as applied to the claims below for the convenience of the applicant. Although the specified citations are representative of the teachings in the art and are applied to the specific limitations within the individual claim, other passages and figures may apply as well. It is respectfully requested that the applicant, in preparing the responses, fully consider the references in entirety as potentially teaching all or part of



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the claimed invention, as well as the context of the passage as taught by the prior art or disclosed by the examiner.

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Charlie C. L. Agwumezie whose number is **(571) 272-6838**. The examiner can normally be reached on Monday – Friday 8:00 am – 5:00 pm.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, James Trammell can be reached on **(571) 272 – 6712**.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll free).

Any response to this action should be mailed to:

**Commissioner of Patents and Trademarks  
Washington D.C. 20231**

Or faxed to:

**(571) 273-8300**. [Official communications; including After Final communications labeled "Box AF"].

**(571) 273-8300**. [Informal/Draft communications, labeled "PROPOSED" or "DRAFT"].

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Hand delivered responses should be brought to the United States Patent and  
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**Alexandria VA. 22314**

**Charlie Lion Agwumezie**  
**Patent Examiner**  
**Art Unit 3621**  
**December 1, 2006**

  
ANDREW J. FISCHER  
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